

February 3, 2003

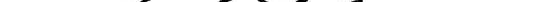


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I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Date: 2/3/03

**Signature:** 

To: **Erin M. PENDER** Telephone Number: **703-305-0455**  
**Attorney Advisor, PCT Legal Administration**

**From:** Roland E. Martin  
**Registration No.:** 48,082      **Telephone Number:** 703-413-3000

RE: U.S. Application Serial No.: 09/890,969  
Filed: August 8, 2002  
Attorney Docket Number: 211815US0PCT

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 9

## COMMENTS

Pursuant to our telephone discussion of today, please find attached hereto a true and accurate signed copy of the following documents as filed in the USPTO on 12/03/02:

Date-stamped Filing Receipt of 12/03/02; PTO Cover Letter (in duplicate); Request for Extension of Time (in duplicate); Renewed Petition under 37 C.F.R. §1.47(A); Statement of Toshio Nakajima

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OSMM&N File No. 211815US0PCTSerial No. 09/890,969Dept.: CHEMICALBy: NFO/REM/khIn the matter of the Application of: Bang LUU, et al.For: PREVENTIVE AND THERAPEUTIC DRUG FOR NEURODEGENERATIVE  
DISEASE**Due Date: December 3, 2002**

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct, Order Form
- Check \$110.00
- PTO Transmittal Form
- Request for Extension of Time (1)
- Renewed Petition Under 37 C.F.R. §1.47(A) (2 pp.)
- Statement of Toshio Nakajima (1 pg.)



DOCKET NO.: 21181SUS0 PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

LUU BANG ET AL : ATTN: OFFICE OF PCT LEGAL ADMIN.

SERIAL NO: 09/890,969 :

FILED: AUGUST 8, 2001 :

FOR: PREVENTIVE AND THERAPEUTIC:  
DRUG FOR NEURODEGENERATIVE  
DISEASE

RENEWED PETITION UNDER 37 C.F.R. § 1.47(A)

ASSISTANT COMMISSIONER FOR PATENTS  
BOX PCT  
WASHINGTON, D.C. 20231

SIR:

It is requested that the Patent and Trademark Office accept the submitted Declaration and Power of Attorney for Application Serial No. 09/890,969, because the joint inventor, Philippe Chabert, refused to sign the Declaration and Power of Attorney after diligent efforts.

The specification, claims, drawing, Declaration and assignment in Application Serial No. 09/890,969 was sent by TOSHIO NAKAJIMA along with a letter requesting Philippe Chabert's signature on the above-mentioned Declaration and assignment by DHL on October 18, 2002 to the last known address of Philippe Chabert, 9, rue du Temple, 68300 Saint-Louis, France. A copy of the letter and the DHL receipt accompany this Petition.

A statement by Toshio Nakajima, the person who prepared and sent the specification, claims, drawing, Declaration and assignment in Application Serial No. 09/890,969 to Philippe Chabert's last known address also accompanies this petition.

As of the date of filing this Petition the above-mentioned mailing has received no response.

Therefore, in view of the above diligent efforts to obtain the signature of Philippe Chabert on the Declaration and Power of Attorney for Application Serial No. 09/890,969, it is requested that the submitted Declaration and Power of Attorney be accepted as fulfilling the legal requirements for a Declaration and Power of Attorney in the present application.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



J. Derek Mason  
Attorney of Record  
Registration No. 35,270

Roland E. Martin  
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RLT:REM/sjh  
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**STATEMENT OF TOSHIO NAKAJIMA**

I, Toshio Nakajima, sent the specification, claims, drawing, Declaration and assignment in Application Serial No. 09/890,969 by DHL on October 18, 2002, to Philippe Chabert's last known address, 9, rue du Temple, 68300 Saint-Louis, France to obtain Philippe Chabert's signature on the above-mentioned Declaration and assignment.

As of the below date I have received no reply to my mailing.

Signed Toshi Nakajima Date Nov. 22, 2002  
Toshio Nakajima  
Patent Attorney

USPTO/PCT LEGAL

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\*\*\* RX REPORT \*\*\*  
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RECEPTION OK

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